

ATTORNEY'S DOCKET NO: C01104/70090

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ihor A. Lys, et al.
Serial No: 10/040,266
Confirmation No: 9692
Filed: October 25, 2001
For: METHODS AND APPARATUS FOR SENSOR RESPONSIVE
ILLUMINATION OF LIQUIDS

Examiner: Haissa Philogene
Art Unit: 2821

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being transmitted via facsimile to the Office of Initial Patent Examination, at FAX number 703-746-9195, at the United States Patent and Trademark Office on the 12th day of November, 2003.


Jeanne W. Chub

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**SECOND REQUEST FOR A CORRECTED FILING RECEIPT BASED ON
SUPPLEMENTAL AMENDMENT**

Attached is a copy of a Filing Receipt dated 07/31/2002, received from the PTO in the above-identified application. Issuance of a corrected Filing Receipt is respectfully requested because the Priority Data is incorrect.

The Priority Data as claimed by Applicants should read as follows:

— **Cross References to Related Applications**

This application claims the benefit under 35 U.S.C. §119(e) of the following U.S. provisional applications:

Serial No. 60/243,250, filed October 25, 2000

Serial No. 60/296,377, filed June 6, 2001

Serial No. 60/297,828, filed June 13, 2001

Serial No. 60/290,101, filed May 10, 2001

This application also claims the benefit under 35 U.S.C. §120 as a continuation-in-part (CIP) of U.S. non-provisional application Serial No. 09/669,121, filed September 25, 2000, which is a continuation of U.S. Serial No. 09/425,770, filed October 22, 1999, now Patent No. 6,150,774, 641087.1732966.1

Serial No: 10/040,266

- 2 -

Art Unit: 2821

which is a continuation of U.S. Serial No. 08/920,156, filed August 26, 1997, now Patent No. 6,016,038.

This application also claims the benefit under 35 U.S.C. §120 as a continuation-in-part (CIP) of the following U.S. non-provisional applications:

Serial No. 09/215,624, filed December 17, 1998, which claims priority to the following U.S. Provisional Applications:

Serial No. 60/071,281, filed December 17, 1997;

Serial No. 60/068,792, filed December 24, 1997;

Serial No. 60/078,861, filed March 20, 1998;

Serial No. 60/079,285, filed March 25, 1998; and

Serial No. 60/090,920, filed June 26, 1998;

Serial No. 09/213,607, filed December 17, 1998;

Serial No. 09/213,189, filed December 17, 1998;

Serial No. 09/213,581, filed December 17, 1998;

Serial No. 09/213,540, filed December 17, 1998;

Serial No. 09/333,739, filed June 15, 1999;

Serial No. 09/344,699, filed June 25, 1999;

Serial No. 09/616,214, filed July 14, 2000;

Serial No. 09/870,418, filed May 30, 2001;

Serial No. 09/805,368, filed March 13, 2001;

Serial No. 09/805,590, filed March 13, 2001;

Serial No. 09/870,193, filed May 30, 2001;

Serial No. 09/742,017, filed December 20, 2000, which is a continuation of U.S. Serial No. 09/213,548, filed December 17, 1998, now Patent No. 6,166,496; and

Serial No. 09/815,418, filed March 22, 2001, which also is a continuation of U.S. Serial No. 09/213,548, filed December 17, 1998, now Patent No. 6,166,496.

Please forward a corrected filing receipt to us at your earliest convenience. No additional fee or certification is believed to be required. However, if for any reason a fee paid is inadequate,

Serial No: 10/040,266

- 3 -

Art Unit: 2821

or credit is owed for any excess fee paid, the Commissioner is hereby authorized and requested to charge or credit our Deposit Account No. 50/2762.

Should any questions arise concerning the foregoing, please contact the undersigned at the telephone number listed below.

Respectfully submitted,

Ihor A. Lys, et al.


Joseph Teja, Jr., Reg. No. 45,157
LOWRIE, LANDO & ANASTASI, LLP
Riverfront Office Park
One Main Street, 11th Floor
Cambridge, MA 02142
(617) 395-7000

Dated: November 12, 2003



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/040,266	10/25/2001	2821	882	C01104/70090 RFG	20	65	4

23628
WOLF GREENFIELD & SACKS, PC
FEDERAL RESERVE PLAZA
600 ATLANTIC AVENUE
BOSTON, MA 02210-2211

CONFIRMATION NO. 9692
UPDATED FILING RECEIPT



OC000000008546853

Date Mailed: 07/31/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Ihor A. Lys, Boston, MA;
Frederick M. Morgan, Quincy, MA;
George G. Mueller, Boston, MA;
Kevin J. Dowling, Westford, MA;

File Folder	<input checked="" type="checkbox"/>	Initials
ECB	<input checked="" type="checkbox"/>	
Docket Entry	<input checked="" type="checkbox"/>	
Docket Cross-Off	<input checked="" type="checkbox"/>	
Order Copies	<input checked="" type="checkbox"/>	
Annulles	<input checked="" type="checkbox"/>	
Confirmation	<input checked="" type="checkbox"/>	

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 09/669,121 09/25/2000
WHICH IS A CON OF 09/425,770 10/22/1999 PAT 6,150,774
WHICH IS A CON OF 08/920,158 08/26/1997 PAT 6,016,038
AND IS A CIP OF 09/215,624 12/17/1998
AND IS A CIP OF 09/213,607 12/17/1998
AND IS A CIP OF 09/213,189 12/17/1998
AND IS A CIP OF 09/213,581 12/17/1998
AND IS A CIP OF 09/213,540 12/17/1998
AND IS A CIP OF 09/333,739 06/15/1999
AND IS A CIP OF 09/344,699 06/25/1999
AND IS A CIP OF 09/616,214 07/14/2000
AND IS A CIP OF 09/870,418 05/30/2001
AND IS A CIP OF 09/805,368 03/13/2001
AND IS A CIP OF 09/805,590 03/13/2001
AND IS A CIP OF 09/870,193 05/30/2001
AND WHICH IS A CIP OF 09/742,017 12/20/2000
WHICH IS A CON OF 09/213,548 12/17/1998 PAT 6,166,496
AND WHICH IS A CIP OF 09/815,418 03/22/2001

10/25/02(a)-afe
01/04/03-afe
08/31/02-afe
11/07/02 ✓

DOCKETED
AUG 06 2002

WHICH IS A CON OF 09/213,548 12/17/1998 PAT 6,166,496
AND SAID 09/070,198 05/30/2001

CLAIMS BENEFIT OF 60/243,250 10/25/2000

AND CLAIMS BENEFIT OF 60/296,377 06/06/2001

AND CLAIMS BENEFIT OF 60/297,828 06/13/2001

AND CLAIMS BENEFIT OF 60/290,101 05/10/2001

(*)Data provided by applicant is not consistent with PTO records.

Foreign Applications

If Required, Foreign Filing License Granted 03/01/2002

Projected Publication Date: 11/07/2002 /

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Methods and apparatus for sensor responsive illumination of liquids

Preliminary Class

315

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



FILE COPY
UNITED STATES PATENT AND TRADEMARK OFFICE

2821

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/040,266	10/25/2001	Ihor A. Lys	C01104/70090 RFG

CONFIRMATION NO. 9692

23628
 WOLF GREENFIELD & SACKS, PC
 FEDERAL RESERVE PLAZA
 600 ATLANTIC AVENUE
 BOSTON, MA 02210-2211



OC000000011287395

Date Mailed: 11/17/2003

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Domestic Continuity and Foreign Priority

RECEIVED
NOV 24 2003
TELETYPE CENTER 2800

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.
- Continuity claimed under 35 U.S.C. § 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.
- A claim for priority cannot be made based on an application filed after the application making the claim.
- Domestic benefit and foreign priority claims will not be captured in a provisional application. A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 U.S.C. § 111(b)(7) and 37 CFR 1.53(c)(4).
- A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.
- Foreign priority will appear on the Filing Receipt in the following order: **Country, Application number, Filing date.**
- This application is the result of a conversion from a provisional application. Priority based on such application cannot be made since it no longer exists as a provisional application.

- The application(s) to which priority is claimed were filed over a year prior to the filing date of this application. Therefore, the referenced application(s) cannot be claimed as domestic or foreign priority.
- To change the benefit claim of a U.S. prior-filed application, applicant must amend the first sentence of the specification (if the benefit claim is referenced in the specification), or provide a supplemental application data sheet (ADS) (if the benefit claim was submitted in an ADS), with the desired benefit claim. Note that once a benefit claim is deleted, applicant will not be able to claim such prior-filed application again, if the above-identified application was filed on or after November 29, 2000.
- To change a foreign priority claim, applicant must submit a supplemental oath or declaration (if the priority claim is referenced in the oath or declaration), or a supplemental application data sheet (ADS) (if the priority claim was submitted in an ADS), with the desired priority claim. If a supplemental ADS is submitted, any deletions should be shown with strikeouts. Note that once a priority claim is deleted, applicant will not be able to claim such foreign application again, if the above-identified application was filed on or after November 29, 2000.

Halmanut Tegbamu

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY